

Hudson	Marchant	Rutherford
Huizenga	Marshall	Ryan (OH)
Hurd	Matsui	Sánchez
Issa	McGovern	Sanford
Jackson Lee	McKinley	Sarbanes
Jayapal	McSally	Schakowsky
Jenkins (KS)	Michell	Schiff
Jenkins (WV)	Moore	Schrader
Johnson (OH)	Murphy (PA)	Sewell (AL)
Jordan	Nolan	Sires
Joyce (OH)	Norcross	Slaughter
Katko	O'Halleran	Smith (MO)
Keating	Pallone	Swalwell (CA)
Kelly (IL)	Paulsen	Tenney
Khanna	Payne	Thompson (CA)
Kihuen	Pearce	Thompson (MS)
Kilmer	Perry	Thompson (PA)
Kind	Peters	Tipton
Kinzinger	Peterson	Turner
LaHood	Pittenger	Upton
Lance	Poe (TX)	Valadao
Langevin	Price (NC)	Vargas
Lawrence	Raskin	Veasey
Lawson (FL)	Ratcliffe	Vela
Lee	Reed	Velázquez
Levin	Reichert	Visclosky
Lewis (GA)	Rice (NY)	Walberg
Lieu, Ted	Richmond	Walden
LoBiondo	Roe (TN)	Waters, Maxine
Loeback	Rogers (AL)	Watson Coleman
Lofgren	Rokita	Weber (TX)
Love	Ros-Lehtinen	Wilson (FL)
Lowenthal	Rosen	Wittman
Lynch	Rouzer	Woodall
MacArthur	Roybal-Allard	Yoder
Maloney, Sean	Ruiz	Young (AK)

## ANSWERED "PRESENT"—2

Ellison Tonko

## NOT VOTING—15

Black	Hunter	Pelosi
Burgess	Long	Renacci
Cummings	Lowey	Scalise
DeLauro	Napolitano	Sessions
Gohmert	Neal	Stivers

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. COLLINS of Georgia) (during the vote). There are 2 minutes remaining.

□ 1355

So the Journal was approved.

The result of the vote was announced as above recorded.

## PERSONAL EXPLANATION

Ms. DELAURO. Mr. Speaker, I was unavoidably detained and so I missed rollcall vote No. 325 regarding "On Ordering the Previous Question" (H. Res. 382). Had I been present, I would have voted "no."

I missed rollcall vote No. 326 regarding "Providing for consideration of H.R. 1215" (H. Res. 382). Had I been present, I would have voted "no."

I missed rollcall vote No. 327 "On Approving the Journal." Had I been present, I would have voted "no."

## ADJUSTING THE AMOUNT OF THE MEMBERS' REPRESENTATIONAL ALLOWANCE

Mr. HARPER. Mr. Speaker, I send to the desk a resolution, and I ask unanimous consent for its immediate consideration in the House.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Mississippi?

There was no objection.

The text of the resolution is as follows:

H. RES. 411

Whereas on June 14, 2017, an armed gunman opened fire at a practice for the annual

Congressional Baseball Game for Charity, wounding five individuals;

Whereas Members of the House are understandably concerned about the security of their staff and the constituents they serve, as well as their personal security;

Whereas the Members' Representational Allowance (MRA) is available for ordinary and necessary expenses associated with security measures; and

Whereas heightened security concerns necessitate an adjustment in the MRA to provide Members with additional resources: Now, therefore, be it

*Resolved*, That pursuant to section 1(b) of House Resolution 1372, Ninety-fourth Congress, agreed to July 1, 1976, as enacted into permanent law by section 101 of the Legislative Branch Appropriation Act, 1977 (2 U.S.C. 4314), the Members' Representational Allowance applicable as of the date of the adoption of this resolution for each Member of the House of Representatives (including the Delegates and Resident Commissioner to the Congress) is increased by \$25,000, to be available through January 2, 2018.

The resolution was agreed to.

A motion to reconsider was laid on the table.

## ELECTING A MEMBER TO A CERTAIN STANDING COMMITTEE OF THE HOUSE OF REPRESENTATIVES

Ms. SÁNCHEZ. Mr. Speaker, by direction of the Democratic Caucus, I offer a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 412

*Resolved*, That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON ARMED SERVICES.—Mr. Walz.

The resolution was agreed to.

A motion to reconsider was laid on the table.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

The House will resume proceedings on postponed questions at a later time.

## SANTA ANA RIVER WASH PLAN LAND EXCHANGE ACT

Mr. COOK. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 497) to direct the Secretary of the Interior to convey certain public lands in San Bernardino County, California, to the San Bernardino Valley Water Conservation District, and to accept in return certain exchanged non-public lands, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 497

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

## SECTION 1. SHORT TITLE.

*This Act may be cited as the "Santa Ana River Wash Plan Land Exchange Act".*

## SEC. 2. DEFINITIONS.

*In this Act:*

(1) CONSERVATION DISTRICT.—The term "Conservation District" means the San Bernardino Valley Water Conservation District, a political subdivision of the State of California.

(2) NON-FEDERAL LAND.—The term "non-Federal Land" means the approximately 310 acres of land owned by the Conservation District generally depicted as "SBVWCD to BLM" on the Map.

(3) MAP.—The term "Map" means the map titled "Santa Ana River Wash Land Exchange" and dated September 3, 2015.

(4) NON-FEDERAL EXCHANGE PARCEL.—The term "non-Federal exchange parcel" means the approximately 59 acres of land owned by the Conservation District generally depicted as "SBVWCD Equalization Land" on the Map and is to be conveyed to the United States if necessary to equalize the fair market values of the lands otherwise to be exchanged.

(5) FEDERAL EXCHANGE PARCEL.—The term "Federal exchange parcel" means the approximately 90 acres of Federal land administered by the Bureau of Land Management generally depicted as "BLM Equalization Land to SBVWCD" on the Map and is to be conveyed to the Conservation District if necessary to equalize the fair market values of the lands otherwise to be exchanged.

(6) FEDERAL LAND.—The term "Federal land" means the approximately 327 acres of Federal land administered by the Bureau of Land Management generally depicted as "BLM Land to SBVWCD" on the Map.

(7) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

## SEC. 3. EXCHANGE OF LAND; EQUALIZATION OF VALUE.

(a) EXCHANGE AUTHORIZED.—Notwithstanding the land use planning requirements of sections 202, 210, and 211 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712, 1720–21), subject to valid existing rights, and conditioned upon any equalization payment necessary under section 206(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716(b)), and subsection (b) of this Act, as soon as practicable, but not later than 2 years after the date of enactment of this Act, if the Conservation District offers to convey the exchange land to the United States, the Secretary shall—

(1) convey to the Conservation District all right, title, and interest of the United States in and to the Federal land, and any such portion of the Federal exchange parcel as may be required to equalize the values of the lands exchanged; and

(2) accept from the Conservation District a conveyance of all right, title, and interest of the Conservation District in and to the non-Federal land, and any such portion of the non-Federal exchange parcel as may be required to equalize the values of the lands exchanged.

(b) EQUALIZATION PAYMENT.—To the extent an equalization payment is necessary under section 206(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716), the amount of such equalization payment shall first be made by way of in-kind transfer of such portion of the Federal exchange parcel to the Conservation District, or transfer of such portion of the non-Federal exchange parcel to the United States, as the case may be, as may be necessary to equalize the fair market values of the exchanged properties. The fair market value of the Federal exchange parcel or non-Federal exchange parcel,

as the case may be, shall be credited against any required equalization payment. To the extent such credit is not sufficient to offset the entire amount of equalization payment so indicated, any remaining amount of equalization payment shall be treated as follows:

(1) If the equalization payment is to equalize values by which the Federal land exceeds the non-Federal land and the credited value of the non-Federal exchange parcel, Conservation District may make the equalization payment to the United States, notwithstanding any limitation regarding the amount of the equalization payment under section 206(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716). In the event Conservation District opts not to make the indicated equalization payment, the exchange shall not proceed.

(2) If the equalization payment is to equalize values by which the non-Federal land exceeds the Federal land and the credited value of the Federal exchange parcel, the Secretary shall order the exchange without requirement of any additional equalization payment by the United States to the Conservation District.

(c) APPRAISALS.—

(1) The value of the land to be exchanged under this Act shall be determined by appraisals conducted by 1 or more independent and qualified appraisers.

(2) The appraisals shall be conducted in accordance with nationally recognized appraisal standards, including, as appropriate, the Uniform Appraisal Standards for Federal Land Acquisitions and the Uniform Standards of Professional Appraisal Practice.

(d) TITLE APPROVAL.—Title to the land to be exchanged under this Act shall be in a format acceptable to the Secretary and the Conservation District

(e) MAP AND LEGAL DESCRIPTIONS.—As soon as practicable after the date of the enactment of this Act, the Secretary shall finalize a map and legal descriptions of all land to be conveyed under this Act. The Secretary may correct any minor errors in the map or in the legal descriptions. The map and legal descriptions shall be on file and available for public inspection in appropriate offices of the Bureau of Land Management.

(f) COSTS OF CONVEYANCE.—As a condition of conveyance, any costs related to the conveyance under this section shall be paid by the Conservation District.

**SEC. 4. APPLICABLE LAW.**

(a) ACT OF FEBRUARY 20, 1909.—

(1) The Act of February 20, 1909 (35 Stat. 641), shall not apply to the Federal land and any public exchange land transferred under this Act.

(2) The exchange of lands under this section shall be subject to continuing rights of the Conservation District under the Act of February 20, 1909 (35 Stat. 641), on the non-Federal land and any exchanged portion of the non-Federal exchange parcel for the continued use, maintenance, operation, construction, or relocation of, or expansion of, groundwater recharge facilities on the non-Federal land, to accommodate groundwater recharge of the Bunker Hill Basin to the extent that such activities are not in conflict with any Habitat Conservation Plan or Habitat Management Plan under which such non-Federal land or non-Federal exchange parcel may be held or managed.

(b) FLPMA.—Except as otherwise provided in this Act, the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701, et seq.), shall apply to the exchange of land under this Act.

**SEC. 5. CANCELLATION OF SECRETARIAL ORDER 241.**

Secretarial Order 241, dated November 11, 1929 (withdrawing a portion of the Federal land for an unconstructed transmission line), is terminated and the withdrawal thereby effected is revoked.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from

California (Mr. COOK) and the gentleman from Virginia (Mr. BEYER) each will control 20 minutes.

The Chair recognizes the gentleman from California.

**GENERAL LEAVE**

Mr. COOK. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. COOK. Mr. Speaker, I yield myself such time as I may consume.

I am proud to sponsor this bipartisan, commonsense piece of legislation, the Santa Ana River Wash Plan Land Exchange Act. This bill reflects a compromise negotiated at the grassroots level among the cities, county, mining companies, wildlife agencies, and water organizations for over two decades in the Upper Santa Ana Wash area.

The bill simply authorizes a land exchange of 327 acres of Bureau of Land Management land for 310 acres of land currently owned by the San Bernardino Valley Water Conservation District. This exchange facilitates the implementation of the broader Upper Santa Ana Wash Land Management and Habitat Conservation Plan, which identifies opportunities to expand existing aggregate mining operations to support new infrastructure developments; enhance water storage for the surrounding communities; and establish protected habitat for certain threatened and endangered plants and species.

After the exchange, the Bureau of Land Management will use the land to protect critical habitat and will enhance the region's water conservation and storage efforts by recharging more than 77 water basins. The land acquired by the Water Conservation District, which is currently adjacent to two aggregate mines, will allow local mining companies to expand and create greater efficiency in their current mining operations.

The companies estimate that this small exchange will result in approximately \$8.5 million in new infrastructure projects and a \$36 million increase in annual payrolls from the new sites.

This bill is supported by a wide variety of stakeholders in my district, including the San Bernardino Valley Water Conservation District, the San Bernardino Valley Municipal Water District, San Bernardino County, the city of Highland, California, the city of Redlands, California, CEMEX, the Endangered Habitats League, Robertson's Ready Mix, and Inland Action.

I urge my colleagues to support this bill, and I reserve the balance of my time.

Mr. BEYER. Mr. Speaker, I yield myself such time as I may consume.

H.R. 497 authorizes a land exchange in California between the San Bernardino Valley Conservation Dis-

trict and the Bureau of Land Management. After 15 years, stakeholders have finalized the habitat conservation plan for the Santa Ana River Wash that balances the needs of endangered wildlife with regional economic development.

This is a stellar example of the Endangered Species Act at work, and I commend Representative COOK for his work on this bill.

This land exchange is a key component of the Habitat Conservation Plan and a win-win for all parties. It will help protect important wildlife habitat while allowing the conservation district to increase water storage capacity and direct mining activity into the appropriate areas.

So again, this is exactly how the Endangered Species Act should work. It is something we should all support. This is a good bill, and I urge swift adoption by the House.

Mr. Speaker, I reserve the balance of my time.

Mr. COOK. Mr. Speaker, I have no further speakers, and I reserve the balance of my time.

Mr. BEYER. Mr. Speaker, I yield 3 minutes to the distinguished gentleman from California (Mr. AGUILAR).

Mr. AGUILAR. Mr. Speaker, I rise in support of the Santa Ana River Wash Plan Land Exchange Act introduced by my Republican colleague and regional partner, Colonel PAUL COOK. The Santa Ana River Wash Plan Land Exchange Act is the final step, as he mentioned, to complete the transfer of land between the San Bernardino Valley Water Conservation District and the Bureau of Land Management, known as the BLM.

This legislation allows the BLM and the San Bernardino Valley Water Conservation District to trade parcels of land which will benefit both the BLM and the conservation district.

This land exchange will empower mining companies, Robertson's Ready Mix, and CEMEX, which sit on land managed by the BLM, to increase efficiency. And as the gentleman mentioned, by increasing that efficiency, these local mining companies will produce aggregate that will support numerous infrastructure projects and approximately \$36 million in annual payroll from this site alone.

Additionally, the land exchange creates 59 acres of land for the conservation district to use for conservation purposes to protect endangered plants and species and for recharging water in more than 70 basins.

The wash plan has been an ongoing project since the late 1980s, when it was a proposal from the cities of Highland and Redlands. As the former mayor of Redlands, I worked on this project at the local level. Years, and actually decades, of studies and committee reports have culminated in this final presentation of the Upper Santa Ana River Wash Plan.

The Santa Ana River Wash Plan Land Exchange Act moves this decades-long process forward, which will

allow San Bernardino County to take advantage of critical economic and environmental benefits.

After years of working on this project at the local level and listening to constituents and local stakeholders' comments and questions, I can confidently say that this land exchange is widely supported.

I have received letters of support from two mining companies affected by the transfer, the County of San Bernardino, the city of Highland, the city of Redlands, the San Bernardino Valley Conservation District, a local chapter of the Habitat League, and Inland Action, which is an organization of regional stakeholders that promote economic growth in the Inland Empire.

This bill is a smart bipartisan plan that will help us support our local economy and protect the environment. It is a victory for all involved, and I offer my complete support and urge my colleagues to vote in favor of the Santa Ana River Wash Plan Land Exchange Act.

I want to commend Representative COOK again. He has been a regional leader on this issue. He has been a colleague. We have worked on many of these issues that border our two districts. He has been incredibly thoughtful in his approach to this. He has done a yeoman's work with his staff in carrying forward this bill, and it is always a pleasure to work with my colleague.

Mr. BEYER. Mr. Speaker, I yield back the balance of my time.

Mr. COOK. Mr. Speaker, I support the bill, obviously, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. COOK) that the House suspend the rules and pass the bill, H.R. 497, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the yeas have it.

Mr. COOK. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

#### TERROR LAKE HYDROELECTRIC PROJECT UPPER HIDDEN BASIN DIVERSION AUTHORIZATION

Mr. COOK. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 220) to authorize the expansion of an existing hydroelectric project, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 220

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. TERROR LAKE HYDROELECTRIC PROJECT UPPER HIDDEN BASIN DIVERSION AUTHORIZATION.

(a) DEFINITIONS.—In this section:

(1) COMMISSION.—The term “Commission” means the Federal Energy Regulatory Commission.

(2) TERROR LAKE HYDROELECTRIC PROJECT.—The term “Terror Lake Hydroelectric Project” means the project identified in section 1325 of the Alaska National Interest Lands Conservation Act (16 U.S.C. 3212), and which is Federal Energy Regulatory Commission project number 2743.

(3) UPPER HIDDEN BASIN DIVERSION EXPANSION.—The term “Upper Hidden Basin Diversion Expansion” means the expansion of the Terror Lake Hydroelectric Project as generally described in Exhibit E to the Upper Hidden Basin Grant Application dated July 2, 2014, and submitted to the Alaska Energy Authority Renewable Energy Fund Round VIII by Kodiak Electric Association, Inc.

(b) AUTHORIZATION.—The licensee for the Terror Lake Hydroelectric Project may occupy not more than 20 acres of Federal land to construct, operate, and maintain the Upper Hidden Basin Diversion Expansion without further authorization of the Secretary of the Interior or under the Alaska National Interest Lands Conservation Act (16 U.S.C. 3101 et seq.).

(c) SAVINGS CLAUSE.—The Upper Hidden Basin Diversion Expansion shall be subject to appropriate terms and conditions included in an amendment to a license issued by the Commission pursuant to the Federal Power Act (16 U.S.C. 791a et seq.), including section 4(e) of that Act (16 U.S.C. 797(e)), following an environmental review by the Commission under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. COOK) and the gentleman from Virginia (Mr. BEYER) each will control 20 minutes.

The Chair recognizes the gentleman from California.

#### GENERAL LEAVE

Mr. COOK. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. COOK. Mr. Speaker, I yield 5 minutes to the gentleman from Alaska (Mr. YOUNG).

Mr. YOUNG of Alaska. Mr. Speaker, this legislation, H.R. 220, allows for the expansion of the Terror Lake Hydroelectric Project on Kodiak Island, Alaska—by the way, which is larger than New Jersey.

The Terror Lake Hydroelectric project provides 31 megawatts of hydropower capacity to the Island's approximately 13,789 residents and, of course, the largest Coast Guard station in the United States.

Kodiak Island is roughly the size, as I mentioned, of New Jersey. This means it is reliant upon the electric generation on the Island mostly by hydro at this time, some diesel.

With the growing electrical demands of the residents of Kodiak, the Kodiak Electric Association will not be able to meet their needs without requiring additional resources or will be forced back to increasing the use of diesel. There is no reason why a hydro-rich

community like Kodiak should ever have to rely on diesel fuel for power generation. They wish to expand their operation by increasing their water resources, and I agree.

My legislation allows the Kodiak Electric Company to divert small flows of additional water from Upper Hidden Basin into Terror Lake by digging a 1.5 mile underground tunnel.

This diversion will increase the water resources at Terror Lake by 25 percent, resulting in an additional 33,000 megawatt-hours of generation each year and totalling an estimated output in the project of approximately 168 million megawatt-hours annually.

The issue at hand is the tunnel would need to go through Kodiak Island National Wildlife Refuge, which is Federal land, to the State land where the water diversion would be located.

My legislation authorizes the Kodiak Electric Association to occupy not more than 20 acres of Federal land to construct, operate, and maintain the Upper Hidden Basin Diversion expansion without further authorization of the Secretary of the Interior under the Alaska National Interest Lands Conservation Act.

Alaska has tremendous hydroelectric potential, and I look forward to moving additional commonsense reforms to provide our rural and remote communities for new opportunities to obtain reliable and affordable hydropower.

Mr. Speaker, may I say that the Fish and Wildlife Service supports this, there is no objection to it, it is a solution waiting to happen, so we are going to dig a tunnel. This is really about a tunnel.

Mr. BEYER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, H.R. 220 would authorize an expansion of the existing Terror Lake Hydropower project in Alaska to meet increased powder demands from Kodiak Island.

The expansion would have to comply with environmental protections required under the Federal Power Act and National Environmental Policy Act.

This bill unanimously passed both the House Natural Resources Committee and the Senate Energy and Natural Resources Committee.

I want to thank Mr. YOUNG for his persuasive presentation both in committee and on the House floor. I fully support the sensible bipartisan legislation and urge my colleagues to vote for it.

Mr. Speaker, I yield back the balance of my time.

Mr. COOK. Mr. Speaker, I was going to say a few words about this bill here, but I would be in fear of my life if I changed anything on Congressman YOUNG's statement.

So with that, I think he did an outstanding job presenting, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr.